

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

|                               |   |                                  |
|-------------------------------|---|----------------------------------|
| INTERMEC IP CORP., a Delaware | ) |                                  |
| corporation,                  | ) |                                  |
|                               | ) |                                  |
| Plaintiff,                    | ) |                                  |
|                               | ) |                                  |
| v.                            | ) | Civil Action No. 04-CV-357 (GMS) |
|                               | ) |                                  |
| MATRICES, INC., a Delaware    | ) |                                  |
| corporation,                  | ) |                                  |
|                               | ) |                                  |
| Defendant.                    | ) |                                  |

**[PROPOSED] ORDER**

WHEREAS, on January 25, 2005, Matrics filed a Motion to Dismiss in Part Pursuant to Rule 12(b)(6), or in the Alternative, to Substitute Symbol Technologies, Inc. as a Party Defendant Under Rule 25(c) (D.I. 31);

WHEREAS, on March 15, 2005, Intermec withdrew its opposition to the substitution of Symbol Technologies, Inc. as the defendant in this action (D.I. 47); and

WHEREAS, on April 6, 2005, Symbol Technologies, Inc. filed an Amended Answer and Counterclaims pursuant to Fed. R. Civ. P. 15(a), by written consent of the adverse party;

IT IS HEREBY ORDERED THAT:

1. Symbol Technologies, Inc. is hereby substituted for Matrics, Inc. as the named Defendant-Counterclaimant in this action.
2. All future filings in this action shall be made utilizing the following caption:

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

INTERMEC IP CORP., a Delaware  
corporation,

Plaintiff-Counter Defendant,

v.

SYMBOL TECHNOLOGIES, INC.,  
a Delaware corporation,

Defendant-Counterclaimant.

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Civil Action No. 04-CV-357 (GMS)

Dated: April \_\_\_\_\_, 2005

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UNITED STATES DISTRICT JUDGE